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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|------------------------------|-----------------|----------------------|------------------------------|------------------|
| 10/663,402 | 09/16/2003 | Warren M. Farnworth | 2269-5595US (01-0088.00/U | 2929 |
| 24247 | 7590 12/15/2005 | | EXAM | INER |
| TRASK BRITT P.O. BOX 2550 | | | CHEN, VIVIAN | |
| | CITY, UT 84110 | | ART UNIT | PAPER NUMBER |
| | • | | 1773 | |

DATE MAILED: 12/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

| | _ | | | | | |
|---|---|---|--|--|--|--|
| | Application No. | Applicant(s) | | | | |
| Office Action Summany | 10/663,402 | FARNWORTH ET AL. | | | | |
| Office Action Summary | Examiner | Art Unit | | | | |
| | Vivian Chen | 1773 | | | | |
| The MAILING DATE of this communication app Period for Reply | pears on the cover sheet with th | e correspondence address | | | | |
| A SHORTENED STATUTORY PERIOD FOR REPLY WHICHEVER IS LONGER, FROM THE MAILING DA - Extensions of time may be available under the provisions of 37 CFR 1.1. after SIX (6) MONTHS from the mailing date of this communication. - If NO period for reply is specified above, the maximum statutory period v - Failure to reply within the set or extended period for reply will, by statute Any reply received by the Office later than three months after the mailing earned patent term adjustment. See 37 CFR 1.704(b). | ATE OF THIS COMMUNICATION 36(a). In no event, however, may a reply be will apply and will expire SIX (6) MONTHS for a cause the application to become ABANDO | ION. e timely filed rom the mailing date of this communication. DNED (35 U.S.C. § 133). | | | | |
| Status | | | | | | |
| 1) Responsive to communication(s) filed on 15 Section 1 | eptember 2005. | | | | | |
| 2a) This action is FINAL . 2b) ⊠ This | This action is FINAL . 2b)⊠ This action is non-final. | | | | | |
| 3) Since this application is in condition for allowar | Since this application is in condition for allowance except for formal matters, prosecution as to the merits is | | | | | |
| closed in accordance with the practice under E | Ex parte Quayle, 1935 C.D. 11, | , 453 O.G. 213. | | | | |
| Disposition of Claims | | | | | | |
| 4)⊠ Claim(s) <u>21-45 and 69-82</u> is/are pending in the | application. | | | | | |
| 4a) Of the above claim(s) 28,38,39,75,81 and 8 | 4a) Of the above claim(s) 28,38,39,75,81 and 82 is/are withdrawn from consideration. | | | | | |
| 5) Claim(s) is/are allowed. | | | | | | |
| | ☑ Claim(s) <u>21-27, 29-37, 40-45, 69-74, 76-80</u> is/are rejected. | | | | | |
| 7) Claim(s) is/are objected to. | | | | | | |
| 8) Claim(s) are subject to restriction and/o | r election requirement. | | | | | |
| Application Papers | | | | | | |
| 9)☐ The specification is objected to by the Examine | r. | | | | | |
| 10)☐ The drawing(s) filed on is/are: a)☐ acc | epted or b)□ objected to by th | e Examiner. | | | | |
| Applicant may not request that any objection to the | • | • • | | | | |
| Replacement drawing sheet(s) including the correct | , | • | | | | |
| 11)☐ The oath or declaration is objected to by the Ex | caminer. Note the attached Off | ice Action or form PTO-152. | | | | |
| Priority under 35 U.S.C. § 119 | | | | | | |
| 12) ☐ Acknowledgment is made of a claim for foreign a) ☐ All b) ☐ Some * c) ☐ None of: | | (a)-(d) or (f). | | | | |
| 1. Certified copies of the priority documents have been received. 2. Certified copies of the priority documents have been received in Application No | | | | | | |
| | | | | | | |
| Copies of the certified copies of the prior application from the International Bureau | • | ived in this National Stage | | | | |
| * See the attached detailed Office action for a list | , ,,, | ived. | | | | |
| | | | | | | |
| Attachment(s) | | | | | | |
| 1) Notice of References Cited (PTO-892) | 4) Interview Summ | | | | | |
| 2) Notice of Draftsperson's Patent Drawing Review (PTO-948) 3) Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08) | Paper No(s)/Mai 5) Notice of Information | l Date al Patent Application (PTO-152) | | | | |
| Paper No(s)/Mail Date <u>10/03;1/04;11/05</u> . | 6) Other: | ·· | | | | |

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DETAILED ACTION

1. Claims 1-20, 46-68, 83-91 have been cancelled by Applicant.

Response to Election/Restrictions

- 2. Applicant's election of Group II (21-34, 35-45, 69-82) and Species A(i) (claims 21-34, 35-45, 46-59, 76-80) and Species B(i) (claims 27, 37, 73) without traverse in the reply filed on 9/15/2005 is acknowledged.
- 3. Claims 28, 38-39, 75, 81-82 are withdrawn from further consideration pursuant to 37 CFR 1.142(b) as being drawn to a nonelected species, there being no allowable generic or linking claim. Election was made without traverse in the reply filed on 9/15/2005.

Specification

1. The amendment filed 9/15/2005 is objected to under 35 U.S.C. 132(a) because it introduces new matter into the disclosure. 35 U.S.C. 132(a) states that no amendment shall introduce new matter into the disclosure of the invention. The added material which is not supported by the original disclosure is as follows: the newly added recitation of "programmed material consolidation".

Applicant is required to cancel the new matter in the reply to this Office Action.

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Claim Rejections - 35 USC § 112

2. The following is a quotation of the first paragraph of 35 U.S.C. 112:

The specification shall contain a written description of the invention, and of the manner and process of making and using it, in such full, clear, concise, and exact terms as to enable any person skilled in the art to which it pertains, or with which it is most nearly connected, to make and use the same and shall set forth the best mode contemplated by the inventor of carrying out his invention.

- 3. Claims 21-27, 29-37, 40-45, 69-74, 76-80 are rejected under 35 U.S.C. 112, first paragraph, as failing to comply with the written description requirement. The claim(s) contains subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention. The specification only provides support for the recitation of stereolithographic fabrication, not other methods of programmed material consolidation.
- 4. The following is a quotation of the second paragraph of 35 U.S.C. 112:

The specification shall conclude with one or more claims particularly pointing out and distinctly claiming the subject matter which the applicant regards as his invention.

5. Claims 26-27, 31-34, 36-37, 43-45, 73-74, 77-80 are rejected under 35 U.S.C. 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which applicant regards as the invention.

In claims 26-27, 37, 73-74, the phrase "substantially planar" is vague and indefinite because it is unclear what constitutes "substantially" planar.

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In claims 31-32, 43, 77-78, the phrase "substantially cured" is vague and indefinite because it is unclear what constitutes "substantially" cured.

In claims 36, the phrase "substantially free" is vague and indefinite because it is unclear what constitutes "substantially" free.

In claims 45, the phrase "substantially the same degree of finishing" is vague and indefinite because it is unclear what constitutes "substantially" the same degree.

Claim Rejections - 35 USC § 103

- 6. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:
 - (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made.
- 7. Claims 21-22, 24, 26-27, 35-37, 40-42, 45, 69, 71, 73-74, 76 are rejected under 35 U.S.C. 103(a) as being unpatentable over CRUMP (US 5,121,329) or BAE ET AL (US 5,545,367).

CRUMP discloses a release article for stereolithographically fabricated objects, wherein the planar article comprises a surface securing the article to the platen and a surface contacting the fabricated object and facilitating release of said object. (line 24-41, col. 20)

BAE ET AL discloses a release article for stereolithographically fabricated objects, wherein the planar article comprises a surface adhering the article to the platen and a surface contacting the fabricated object and facilitating easy release of said object. (line 24-42, col. 2)

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It would have been obvious to one of ordinary skill in the art at the time the invention was made to use conventional adhering methods such as adhesives to secure a planar release sheet to a platen in order to facilitate clean removal of fabricated objects.

Conclusion

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Vivian Chen whose telephone number is (571) 272-1506. The examiner can normally be reached on Monday through Thursday from 8:30 AM to 6 PM. The examiner can also be reached on alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Carol Chaney, can be reached on (571) 272-1284. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

The General Information telephone number for Technology Center 1700 is (571) 272-1700.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

December 9, 2005

Vivián Chen Primary Examiner Art Unit 1773